



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard A. Gunderson et al.

Title: TRAILER BASED COLLISION WARNING SYSTEM AND METHOD

Docket No.: 737.008US1

Filed: January 25, 2002

Examiner: Davetta W Goins

Customer No.: 21186

Serial No.: 10/056,640

Due Date: June 17, 2005

Group Art Unit: 2632

Confirmation No.: 9838

Commissioner for Patents

Attn: MAIL STOP ISSUE FEE

P.O. Box 1450

Alexandria, VA 22313-1450

Notice of Allowance Date:

March 17, 2005

We are transmitting herewith the attached:


- ☒ A check in the amount \$ 700.00 to cover the Small Entity Issue Fee Payment.
- ☒ Authorization to charge Deposit Account No. 19-0743 in the amount of \$ 30.00 to cover the Extra Patent Copies Fee (10 copies).
- ☒ Issue Fee Transmittal (Form PTOL-85).
- ☒ A check in the amount \$ 300.00 to cover the Publication Fee Payment.
- ☒ Comments on Statement of Reason for Allowance (2 pgs)
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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number: 21186

By


David W. Black
Reg. No. 42,331
DWB:CMG:mrl

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Attn – MAIL STOP ISSUE FEE, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16 day of June, 2005.

Michaela R. Lewellyn
Name

Michaela Lewellyn
Signature

S/N 10/056,640



PATENT

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Serial No.:	10/056,640	Group Art Unit:	2632
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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

MS ISSUE FEE
Commissioner for Patents
P.O. Box 1450
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Page 2 of the Notice of Allowability dated March 17, 2005 states that the allowed claims are 63-73 and 84-102 and includes various assertions concerning aspects of the claims. Without acquiescing to the veracity of the various assertions, Applicant respectfully submits that the claims may be allowable for one or more reasons in addition to and/or in alternative to those reasons identified in the Notice of Allowability.

Applicant respectfully submits that the Examiner's statement of reasons for allowance is not a faithful recitation or accurate paraphrase of the noted claims. Additionally, the Notice of Allowability refers to "prior art," however Applicant does not make any admissions regarding the prior-art status of any document in the record of the application. Instead, Applicant regards such documents as only being "of record."

In particular, Applicant respectfully submits that the Notice of Allowability may be unclear and unduly limiting of the claimed subject matter. Among other things, the Notice of Allowability appears to unnecessarily emphasize selected aspects of the claims in contrast to the precept that the claims are to be read as a whole.

Applicant respectfully asserts that the claims should speak for themselves, and that the scope of the claims should not be limited in any way by the Notice of Allowability. Applicant reserves the right to further address one or more aspects of the Notice of Allowability as may later be necessary or desirable.

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

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Page 2

Dkt: 737.008US1

The Examiner is invited to telephone Applicant's attorney at (612) 373-6911 if there are any questions regarding this application. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,


RICHARD A. GUNDERSON ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
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Date June 16, 2005

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David W Black
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Michaela R. Lewellyn
Name

Michaela Lewellyn
Signature